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I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date below:

August 20, 2001  
Date

  
Matt Bellinger

**PATENT**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Dmitry Gabrilovich  
David Carbone  
Sunil Chada  
Abner Mhashikar

Serial No.: 09/526,320

Filed: March 15, 2000

For: DENDRITIC CELLS TRANSDUCED  
WITH A WILD-TYPE SELF GENE  
ELICIT POTENT ANTITUMOR IMMUNE  
RESPONSES

Group Art Unit: 1636

Examiner: Beckerleg, A.

Atty. Dkt. No.: INRP:074/SLH

**RESPONSE TO RESTRICTION REQUIREMENT DATED JUNE 20, 2001 AND A**  
**PETITION FOR EXTENSION OF TIME**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

This paper is submitted in response to the Restriction Requirement dated June 20, 2001 for which the date for response being August 20, 2001, by virtue of the attached Petition for Extension of Time, and payment of fees.

## PETITION FOR PETITION FOR EXTENSION OF TIME

Pursuant to 37 C.F.R. § 1.136(a), Applicants petition for an extension of time of one-month to and including August 20, 2001 in which to respond to the Restriction Requirement Dated June 20, 2001. Pursuant to 37 C.F.R. § 1.17, a check in the amount of \$55.00 is enclosed, which is/includes the process fee (\$55.00) for a one-month extension of time. If the check is inadvertently omitted, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or should an overpayment be included herein, the Assistant Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski Deposit Account No. 50-1212/10025102/SLH.

## RESPONSE

In response to the restriction requirement which the Examiner imposed, Applicants elect, without traverse, to prosecute claims 1-37, *i.e.*, the Group I claims, and elect tumor suppressor genes as the species therein. Claims 1-4 and 11-27 read on the elected species, claims 1-3 and 12-37 being generic.

The Examiner is invited to contact the undersigned attorney at (512) 536-3184 with any questions, comments or suggestions relating to the referenced patent application.

Respectfully submitted,

Matt Bellinger (Reg # 46,547) for

Steven L. Highlander

Reg. No. 37,642

Attorney for Applicants

FULBRIGHT & JAWORSKI L.L.P.  
600 Congress Avenue, Suite 2400  
Austin, Texas 78701  
(512) 536-3184

Date: August 20, 2001

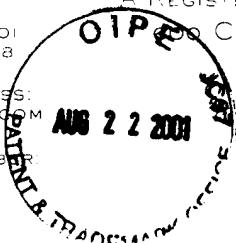
19-1636  
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Washington, DC 20231

RE: SN 09/526,320 "DENDRITIC CELLS TRANSDUCED WITH A WILD-TYPE SELF  
GENE ELICIT POTENT ANTITUMOR IMMUNE RESPONSES" - Dmitry Gabrilovich  
et al.

Commissioner:

Enclosed for filing in the above-referenced patent application is:

1. Response to Restriction Requirement Dated June 20, 2001 and A Petition for Extension of Time;
2. A check for \$55.00 as the fee for the one-month extension of time; and
3. A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

If the check is inadvertently omitted, or the amount is insufficient, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason relating to the enclosed materials, or

Commissioner for Patents  
August 20, 2001  
Page 2

should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/10025102/SLH.

Respectfully submitted,

Matt Bellinger (Reg # 46,547) for

Steven L. Highlander  
Reg. No. 37,642

SLH/cpj  
Encl.: